

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

8:17CR15

VS.

LARRY L. BORYCA

ORDER

Defendant.

This matter is before the court on the parties' Joint Motion to Continue Trial [28]. The government is scheduled to be in a trial the week of January 22, 2018 that is anticipated to last 1½ to 2 weeks. Defense counsel is also scheduled for trial the week of January 30, 2018 in U.S. District Court and February 20, 2018 in Douglas County Court. For good cause shown,

IT IS ORDERED that the parties' Joint Motion to Continue Trial [28] is granted as follows:

1. The jury trial, now set for January 30, 2018, is continued to **March 13, 2018**.

2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and March 13, 2018**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

Dated this 11th day of January, 2018.

BY THE COURT:

s/Susan M. Bazis
United States Magistrate Judge